

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

WALTER CHARLES JONES, JR.,)	
#227540,)	
)	
Petitioner,)	
)	
v.)	CIVIL NO. 2:09-CV-1264-VEH
)	
KENNETH JONES, Warden;)	
ATTORNEY GENERAL FOR THE)	
STATE OF ALABAMA,)	
)	
Respondents.)	

MEMORANDUM OF OPINION

The magistrate judge filed a superseding findings and recommendation on October 15, 2009, recommending that the petition for writ of habeas corpus be **DISMISSED** as untimely. The parties were allowed fifteen days from the entry date of the recommendation in which to file objections. No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, the Court is of the opinion that the magistrate judge's findings are due to be and are hereby **ADOPTED** and his recommendation is **ACCEPTED**. Accordingly, the petition for writ of habeas corpus is due to be **DISMISSED**. A Final Judgment will be entered.

As to the foregoing it is **SO ORDERED** this the 9th day of November, 2009.

A handwritten signature in black ink, appearing to read "V. Emerson Hopkins", written in a cursive style.

VIRGINIA EMERSON HOPKINS

United States District Judge